

MANDATE

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12582-0010



July 3, 2008

TO: CLERK of the COURT, Catherine O'Hagan Wolfe, Esq.
UNITED STATES COURT of APPEALS
UNITED STATES COURTHOUSE
FOLEY SQUARE
NEW YORK, N Y 10007

AUG 21 2008
Clerk

Dear Madam:

This letter is to inform this Court, that I, Dana Foster, Petitioner in the action, entitled: Foster v. Manshell, Docket #07-3184-pr; DC Docket # 07-cv-5844, Hon. Judge Deborah Batts, no longer wish to continue litigation in this Court, and thus request that the aforementioned action be terminated -- taken off this Court's calendar.

Suffice it to say, I now believe this action was commenced in the wrong venue.

Respectfully submitted,

Dana Foster, Petitioner, Pro se.

Withdrawal of appeal granted.

For The Court:
Catherine O'Hagan Wolfe, Clerk

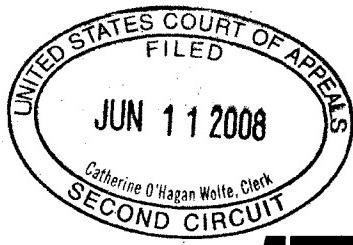
By: CJ Minuse
Catherine J. Minuse
Supervisory Staff Attorney

JUL 11 2008

A TRUE COPY
Catherine O'Hagan Wolfe, Clerk

by

SJ
SHERIFF CLERK



ISSUED AS MANDATE

AUG 19 2008